

Message

From: Welles, Laura [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=D12D5767A8634F48935D8AA59F93D4F6-WELLES, LAU]
Sent: 10/18/2016 2:28:13 PM
To: Crossland, Andy [Crossland.Andy@epa.gov]; Saenz, Diana [Saenz.Diana@epa.gov]
Subject: RE: EPA/Whole Foods Market -- follow up to 10/5 call
Attachments: WholeFoods_DraftCAFO_101216 JFcmts_lwincorpJFEdits.docx

Diana or Andy -- Will you check paragraph 17 of the attached CAFO for me re: delegation? The Walmart CAFO didn't mention the exception, but I thought it seemed more accurate to state that all except... Also -- it's my understanding that not all the states and territories are authorized to administer the Universal Waste program -- most are, but IL, CA, KY, etc. have adopted rules, but the rules are not authorized.

Let me know if you have thoughts, edits, etc.

Also -- you'll see that paragraph 25 is in red -- I didn't have it in, but it's my understanding that this language is typically in EPA CAFOs -- it was in Walmart, etc.

One more thing -- WF submitted the requested materials late yesterday.

Let me know if you have any questions.

Thanks,
Laura

From: Welles, Laura
Sent: Thursday, October 13, 2016 5:57 PM
To: Crossland, Andy <Crossland.Andy@epa.gov>; Saenz, Diana <Saenz.Diana@epa.gov>
Subject: FW: EPA/Whole Foods Market -- follow up to 10/5 call

Quick update re: Whole Foods Market:

- Next meeting with WFM is scheduled for Wednesday (10/19) at 3 pm EST.
- The CAFO is drafted -- some editing still needs to be done, etc. The draft was going to be shared with WFM this week, but WFM is a bit delayed in getting some requested materials (HW management program, **Ex. 4 CBI** **Ex. 4 CBI** to us (see email exchange below).
- SEPs have not been discussed yet, but hopefully in the next call or the following call.

Diana -- are you in the office tomorrow? I just want to confirm RCRA state delegation info.

Thanks,
Laura

Laura Welles
Attorney Advisor
Waste and Chemical Enforcement Division
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From: Welles, Laura
Sent: Thursday, October 13, 2016 5:36 PM
To: 'Jennifer Hartman King' <JHartmanKing@KingWilliamsLaw.com>; John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>
Cc: Fogarty, Johnpc <Fogarty.Johnpc@epa.gov>
Subject: RE: EPA/Whole Foods Market -- follow up to 10/5 call

Hi Jenn:

Since **Ex. 6 Personal Privacy (PP)** it is my understanding from your email below that it is unlikely that you will be able to gather and send the requested materials to us this week. No problem – do you have a sense of when you can get the materials to us next week?

John Fogarty and I are in the midst of drafting a CAFO to share with you. As we indicated to you last week, we had planned to get the draft CAFO to you this week, but it was assuming we would have Whole Foods Market's materials so that the hazardous waste management program and **Ex. 4 CBI** could be reflected in it. Once we get the requested materials from you, we will aim to turn the draft CAFO around as quickly as possible.

Please let me know if you have any questions or wish to discuss this further.

We look forward to speaking with you next Wednesday (10/19) at 3:00 PM EST.

Laura

Laura Welles
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From: Jennifer Hartman King [mailto:JHartmanKing@KingWilliamsLaw.com]
Sent: Friday, October 07, 2016 6:06 PM
To: Welles, Laura <Welles.Laura@epa.gov>; John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>
Cc: Fogarty, Johnpc <Fogarty.Johnpc@epa.gov>
Subject: RE: EPA/Whole Foods Market -- follow up to 10/5 call

Hi, Laura. Thank you for your email.

I followed up with John H. regarding timing for our next call, and it turns out **Ex. 6 Personal Privacy (PP)** Could we schedule our call for the following Wednesday (October 12th)? As of now, we are available anytime that day, but please keep in mind the time difference between us when choosing a time.

We are working on gathering the materials you requested. I am not sure whether we will be able to get them to you **Ex. 6 Personal Privacy (PP)** but we will do our best.

Thank you and we look forward to talking with you soon.

Jennifer Hartman King, Managing Partner



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From: Welles, Laura [<mailto:Welles.Laura@epa.gov>]
Sent: Thursday, October 06, 2016 10:17 AM
To: John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>; Jennifer Hartman King <JHartmanKing@KingWilliamsLaw.com>
Cc: Fogarty, Johnpc <Fogarty.Johnpc@epa.gov>
Subject: EPA/Whole Foods Market -- follow up to 10/5 call

John and Jenn:

It was good to touch base with you yesterday regarding Whole Foods Market (WFM). John Fogarty and I found it really helpful to get an overview of the corporate/organizational structure of WFM, as well as

Ex. 4 CBI

Ex. 4 CBI

As John mentioned yesterday, we will share a draft CAFO with you next week.

With regard to materials/documents we requested yesterday, it is my understanding from our discussion that you will provide us with more information on

Ex. 4 CBI

Ex. 4 CBI as well as training and guidance materials associated with WFM's hazardous waste management program. It would also be helpful if you provided us with a list of all covered WFM affiliated stores (excluding those covered by the Region 6 CAFO), organized by each corporate entity and region (e.g., North Atlantic), and then by state (or portion of the state). This list will serve as an appendix to the CAFO.

As we left it yesterday, we will wait to hear from you regarding whether next week's call is on Thursday (10/13) or Friday (10/14) afternoon.

In the meantime,

Ex. 6 Personal Privacy (PP)

Laura

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